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AMENDED IN ASSEMBLY MAY 15, 1997
AMENDED IN ASSEMBLY APRIL 1, 1997
AMENDED IN ASSEMBLY MARCH 11, 1997

CALIFORNIA LEGISLATURE—1997–98 REGULAR SESSION

ASSEMBLY BILL

No. 191

Introduced by Assembly Member Napolitano

January 30, 1997

An act to add ~~and repeal Section 51220.6 of the Education Code, relating to domestic violence prevention education, and making an appropriation therefor. Section 17018.7 to the Education Code, relating to school facilities.~~

LEGISLATIVE COUNSEL'S DIGEST

AB 191, as amended, Napolitano. ~~Domestic violence prevention education~~ *School facilities.*

Existing law, the Leroy F. Greene State School Building Lease-Purchase Law of 1976 (hereafter the Greene Act), authorizes the State Allocation Board (hereafter the board) to apportion state funding to applicant school districts for designated school facilities construction purposes. Existing law requires the board to grant first priority for construction funds to a school district with a substantial enrollment in multitrack year-round schools requesting state funding for 50% of the cost of a project, and second priority to school districts with a substantial enrollment in multitrack

year-round schools requesting state funding for the entire cost of a project.

This bill would, notwithstanding any other provision of law to the contrary, permit a school district that has, within the previous 24-month period, constructed or otherwise acquired school facilities with 100% local funding, as defined, to apply for funding under the Greene Act for the construction of a gymnasium or multipurpose room. The bill would permit the board to provide 50% priority one funding if the board determines that the schoolsite does not have adequate facilities in that regard, and would require the board to grant the school district a credit against its local matching share requirement of up to 50% of the costs of the project or the total local funds expended on the school facilities funded by 100% local funds within the immediately preceding 24-month period, whichever is less.

~~(1) Existing law requires the State Department of Education to identify and distribute information to public schools about programs or curricula on self-reliance and safety that are designed to teach pupils the skills, and to help pupils develop the self-esteem necessary, to recognize and prevent child endangerment. Existing law provides for an adopted course of study for grades 7 to 12, inclusive, in specified areas of study.~~

~~This bill would require the Los Angeles County Board of Education and the Los Angeles County Sheriff's Department, with specified technical assistance, to provide specified information about domestic violence to school districts in Los Angeles County and would require the Domestic Violence Section of the Maternal and Child Health Branch of the Department of Health Services to work in collaboration with the partnership to identify information about domestic violence. This bill would authorize school districts located in Los Angeles County, in the 1998-99 and 1999-2000 school years, to adopt, on a pilot project basis, a course of study for grades 7 to 12, inclusive, that includes a minimum of 4 hours of instruction in domestic violence prevention. The bill would authorize this instruction to be taken at one time or incorporated within another offered course of study. The bill would authorize individuals or agencies with expertise in~~



~~domestic violence prevention training. If the instruction is provided by teachers employed by participating school districts, the bill would require those teachers to be trained, through a “train the trainer” program offered by the domestic violence unit of the Los Angeles Sheriff’s Department or an agency with expertise in domestic violence. The content of this instruction may include, but not be limited to, information designed to develop a knowledge of the cycle of violence, the legal rights of a person in an abusive relationship, the effect of violence on the victim of domestic violence and the children who are living or have lived in violent homes, and referral services where a victim of domestic violence can seek assistance. The bill would require the Los Angeles County Board of Education to contract for an independent evaluation of the pilot project, as specified. The bill would repeal these provisions on June 30, 2000, as specified.~~

~~(2) This bill would contain legislative findings as to the necessity of a special statute.~~

~~(3) This bill would appropriate \$100,000 from the General Fund to the Los Angeles County Board of Education for the purposes of implementing, as specified, the instruction in domestic violence prevention authorized to be provided in school districts in Los Angeles County on a pilot project basis pursuant to this act. The bill would declare that the appropriation would be included in the amounts appropriated by the state in the 1997-98 fiscal year for the purpose of meeting the state’s minimum funding obligation to school districts and community college districts under Section 8 of Article XVI of the California Constitution for that fiscal year.~~

~~Vote: majority. Appropriation: yes no. Fiscal committee: yes. State-mandated local program: no.~~

The people of the State of California do enact as follows:

1 ~~SECTION 1. Section 51220.6 is added to the~~
 2 ~~SECTION 1. Section 17018.7 is added to the~~
 3 ~~Education Code, to read:~~
 4 ~~17018.7. (a) Notwithstanding any other provision of~~
 5 ~~law to the contrary, a school district that has, within the~~



1 previous 24-month period, constructed or otherwise
2 acquired school facilities with 100 percent local funding,
3 may apply for funding under Section 17017.9 for the
4 construction of a gymnasium or multipurpose room.

5 (b) If the State Allocation Board determines that the
6 schoolsite does not have adequate gymnasium or
7 multipurpose room facilities, the board may approve the
8 application pursuant to this section.

9 (c) For an application approved pursuant to this
10 section, the board shall grant the school district a credit
11 against its local matching share requirement of up to 50
12 percent of the costs of the project or the total local funds
13 expended by the school district on any school facilities
14 funded by 100 percent local funds within the immediately
15 preceding 24-month period, whichever is less.

16 (d) As used in this section "100 percent local funding"
17 includes construction or acquisition of a school facility
18 with 40 percent funding from the general fund of the
19 school district and with the remainder of the local funding
20 from the sale of surplus school property.

21 ~~Education Code, to read:~~

22 ~~51220.6. (a) In the 1998-99 and 1999-2000 school~~
23 ~~years, the adopted course of study for grades 7 to 12,~~
24 ~~inclusive, in school districts located in Los Angeles~~
25 ~~County may include, on a pilot project basis, age-specific~~
26 ~~instruction in domestic violence prevention. The goal of~~
27 ~~this pilot project is to provide education and training to~~
28 ~~pupils regarding family violence awareness, intervention,~~
29 ~~and prevention.~~

30 ~~(b) The Los Angeles County Board of Education and~~
31 ~~the Los Angeles County Sheriff's Department, with~~
32 ~~technical assistance from the Los Angeles County~~
33 ~~Domestic Violence Training Committee, may provide~~
34 ~~information about domestic violence to school districts in~~
35 ~~Los Angeles County. The information may include, but is~~
36 ~~not limited to, information about domestic violence~~
37 ~~prevention programs, local service agency programs,~~
38 ~~existing curricula, services provided by comprehensive~~
39 ~~domestic violence shelters, and other appropriate~~
40 ~~referral services. Referral services under this subdivision~~

1 also include, but are not limited to, programs that provide
2 counseling for children who witness domestic violence or
3 other violent incidents and programs that teach conflict
4 and anger management and parenting. The Domestic
5 Violence Section of the Maternal and Child Health
6 Branch of the State Department of Health Services shall
7 work in collaboration with the Los Angeles County Board
8 of Education and the Los Angeles County Sheriff's
9 Department to identify the information to be provided
10 under this subdivision.

11 (e) The instruction provided pursuant to this section
12 shall be the equivalent of a minimum of four hours of
13 instruction. Pupils may be required to take the four or
14 more hours of instruction at one time. This instruction
15 may be incorporated within another offered course of
16 study, such as health education.

17 (d) The instruction provided pursuant to this section
18 may be conducted by individuals or agencies with
19 expertise in domestic violence that currently provide this
20 violence prevention training, including the domestic
21 violence unit of the Los Angeles Sheriff's Department. If
22 the instruction is provided by teachers employed by
23 participating school districts, those teachers shall be
24 trained, through a "train the trainer" program offered by
25 the domestic violence unit of the Los Angeles Sheriff's
26 Department or an agency with expertise in domestic
27 violence.

28 (e) The content of the instruction in domestic
29 violence prevention may include, but not be limited to,
30 information designed to develop a knowledge of all of the
31 following:

32 (1) The cycle of violence, including a definition of
33 what is abuse or violence, the characteristics of abusers
34 and victims, teen dating violence, and the process of
35 extrication from a violent relationship.

36 (2) The legal rights of a person in an abusive
37 relationship.

38 (3) The effect of violence on both the victim of
39 domestic violence and the children who are living or have
40 lived in violent homes.

~~(4) Referral services, including local battered women's shelters, where a victim of domestic violence can seek assistance.~~

~~(f) The Los Angeles County Board of Education shall utilize ten thousand dollars (\$10,000) of the funds appropriated for this program, plus any other available funds, to contract for an independent evaluation of the effectiveness of the program. The evaluation shall include, to the extent possible, an assessment of the extent to which the program has increased pupil awareness of family violence, the cycle of violence, and available services and an assessment of the extent to which the program has led to an increase in the use of available public services to treat and prevent domestic violence.~~

~~(g) This section shall become inoperative on June 30, 2000, and, as of January 1, 2001, is repealed, unless a later enacted statute, that becomes operative on or before January 1, 2001, deletes or extends the dates on which it becomes inoperative and is repealed.~~

~~SEC. 3. The Legislature finds and declares that a special law is necessary and that a general law cannot be made applicable within the meaning of Section 16 of Article IV of the California Constitution because of the unique circumstances of the school districts in Los Angeles County. The facts constituting the special circumstances that distinguish these school districts from other school districts are their location in a county where the sheriff's department received 14,127 domestic violence calls for service in 1995, an increase of over 6,000 calls since 1992, and the need for a preventive program to break the cycle of violence.~~

~~SEC. 4. (a) The sum of one hundred thousand dollars (\$100,000) is hereby appropriated from the General Fund to the Los Angeles County Board of Education for the purposes of implementing the instruction in domestic violence prevention authorized to be provided in school districts in Los Angeles County on a pilot project basis pursuant to Section 51220.6 of the Education Code. Ninety thousand dollars (\$90,000) of the funds appropriated pursuant to this section shall be used to~~

1 ~~teach designated representatives from participating~~
2 ~~school districts, through a “train the trainer program,”~~
3 ~~how to provide the instruction authorized pursuant to~~
4 ~~Section 51220.6 of the Education Code and to supply the~~
5 ~~resources necessary to properly provide that instruction.~~
6 ~~Ten thousand dollars (\$10,000) of the funds appropriated~~
7 ~~pursuant to this section shall be used to contract for an~~
8 ~~independent evaluation of the program as specified in~~
9 ~~subdivision (d) of Section 51220.6 of the Education Code.~~

10 (b) ~~For the purpose of making the computations~~
11 ~~required by Section 8 of Article XVI of the California~~
12 ~~Constitution, the appropriation made by this section shall~~
13 ~~be deemed to be “General Fund revenues appropriated~~
14 ~~to school districts,” as defined in subdivision (e) of Section~~
15 ~~41202 of the Education Code for the 1997-98 fiscal year~~
16 ~~and be included within the “total allocations to school~~
17 ~~districts and community college districts from General~~
18 ~~Fund proceeds of taxes appropriated pursuant to Article~~
19 ~~XIII B,” as defined in subdivision (e) of Section 41202 of~~
20 ~~the Education Code for the 1997-98 fiscal year.~~

